

DEPARTMENT OF THE INTERIOR**Fish and Wildlife Service**

[FWS-R2-ES-2020-N069;
FXES11140200000-201-FF02ENEH00]

Receipt of Application for an Incidental Take Permit and Draft Habitat Conservation Plan for Five Species; Texas Parks and Wildlife Department, Balmorhea State Park, Texas; Low-Effect Screening Form for a Categorical Exclusion

AGENCY: Fish and Wildlife Service, Interior.

ACTION: Notice of availability; request for public comments.

SUMMARY: We, the U.S. Fish and Wildlife Service, have received an application from the Texas Parks and Wildlife Department (TPWD) for an incidental take permit (ITP), accompanied by TPWD's habitat conservation plan (HCP) for the Balmorhea State Park Management Plan. The ITP, which would be granted under the Endangered Species Act, would authorize incidental take of five federally endangered species. A low-effect screening form supporting a categorical exclusion is also available for public review. We request public comment on the ITP application, HCP, and low-effect screening form.

DATES: To ensure consideration, written comments must be received or postmarked on or before August 12, 2020.

ADDRESSES: *Accessing Documents:*
Internet: Low effect screening form and HCP: <https://www.fws.gov/southwest/es/AustinTexas/>.

U.S. Mail: You may obtain the documents at the following addresses. In your request for documents, please reference Balmorhea State Park HCP.

- *Low-effect screening form and HCP:* A limited number of CD-ROM and printed hardcopies are available from Mr. Adam Zerrenner, Field Supervisor, Austin Ecological Services Field Office, Austin, TX, 78758; telephone 512-490-0057.

- *ITP application:* Hardcopies are available from the Regional Director, U.S. Fish and Wildlife Service, P.O. Box 1306, Room 6034, Albuquerque, NM 87103, Attention: Environmental Review Branch.

Submitting Comments: Regarding any of the documents available for review, you may submit written comments by one of the following methods. In your comments, please reference Balmorhea State Park HCP.

- *Email:* FW2_AUES_Consult@fws.gov.

- *U.S. Mail:* Field Supervisor, Austin Ecological Services Field Office, 10711 Burnet Road, Suite 200, Austin, TX 78758; telephone 512-490-0057.

We request that you send comments by only one of the methods described above.

FOR FURTHER INFORMATION CONTACT:

Adam Zerrenner, Field Supervisor, by mail (see above), via phone at 512-490-0057, or via the Federal Relay Service at 800-877-8339.

SUPPLEMENTARY INFORMATION: Under the Endangered Species Act (ESA; 16 U.S.C 1531 *et seq.*), we, the U.S. Fish and Wildlife Service (Service), have received an application from the Texas Parks and Wildlife Department (TPWD) for an incidental take permit (ITP), along with an accompanying habitat conservation plan (HCP) for the Balmorhea State Park Management Plan. If granted, the ITP would authorize incidental take of five federally endangered species resulting from the ongoing management of Balmorhea State Park.

The HCP included with the ITP application is for five endangered species that occur at San Solomon Springs, located at Balmorhea State Park, Balmorhea, Texas. The HCP describes TPWD's plans to minimize and mitigate the effects of the operation and maintenance of the pool at Balmorhea State Park. We have made a preliminary determination that the HCP is eligible for categorical exclusion under the National Environmental Policy Act. The basis for this determination is contained in a low-effect screening form for a categorical exclusion (low-effect screening form), which evaluates the impacts of implementation of the proposed HCP.

We request public comment on the ITP application, HCP, and low-effect screening form.

Background

Section 9 of the ESA and its implementing regulations prohibit the "take" of animal species listed as endangered or threatened. Take is defined under the ESA as to "harass, harm, pursue, hunt, shoot, wound, kill, trap, capture, or collect listed animal species, or to attempt to engage in such conduct" (16 U.S.C. 1538). However, under section 10(a) of the ESA, we may issue permits to authorize the incidental take of threatened and endangered species. "Incidental take" is defined by the ESA as take that is incidental to, and not the purpose of, carrying out an otherwise lawful activity. Regulations governing such take of endangered and threatened species, respectively, are found in the Code of Federal

Regulations at 50 CFR 17.22 and 50 CFR 17.32.

Application

The TPWD has applied to the Service for an ITP under section 10(a)(1)(B) of the ESA. The requested ITP, which would be in effect for a period of 10 years, if granted, would authorize incidental take of the Comanche Springs pupfish (*Cyprinodon elegans*), Pecos gambusia (*Gambusia nobilis*), Phantom tryonia (*Tryonia cheatumi*), diminutive amphipod (*Gammarus hyalleloides*), and Phantom springsnail (*Pyrgulopsis texana*). The proposed incidental take would result from activities associated with otherwise lawful activities, including the ongoing operation and maintenance of the swimming pool at Balmorhea State Park. The HCP and associated permit would implement a voluntary conservation plan to protect and conserve five aquatic endangered species occurring at Balmorhea State Park. The conservation strategy includes conservation measures to minimize and mitigate direct and indirect impacts to the five species and their aquatic habitat and an adaptive management program. If approved, the ITP would be for a 10-year period following permit issuance and would authorize incidental take of the five species, all of which are listed as endangered under the ESA.

Proposed Action

The proposed action involves the issuance of an ITP by the Service for the covered activities in the permit area, under section 10(a)(1)(B) of the ESA. The ITP would cover "take" of the covered species associated with operation and maintenance of the Balmorhea State Park including the swimming pool, pupfish refugium, and Hubbs Ciénega. The applicant will fully implement the HCP if approved by the Service. The terms of the HCP and ITP will also ensure that incidental take will not appreciably reduce the likelihood of the survival and recovery of the species in the wild.

Next Steps

We will evaluate the HCP and comments we receive on the low-effect screening form to determine whether the ITP application meets the requirements of section 10(a) of the ESA. We will also evaluate whether issuance of a section 10(a)(1)(B) permit would comply with section 7 of the ESA by conducting an intra-Service section 7 consultation. We will use the results of this consultation, in combination with the above findings, in our final analysis to determine whether to issue an ITP. If

all necessary requirements are met, we will issue the ITP to the applicant.

Public Availability of Comments

Written comments we receive become part of the public record associated with this action. Before including your address, phone number, email address, or other personal identifying information in your comment, you should be aware that your entire comment—including your personal identifying information—may be made publicly available at any time. While you can request in your comment that we withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so. We will not consider anonymous comments. All submissions from organizations or businesses, and from individuals identifying themselves as representatives or officials of organizations or businesses, will be made available for public disclosure in their entirety.

Authority

We provide this notice under section 10(c) of the ESA and its implementing regulations (50 CFR 17.22 and 17.32) and the National Environmental Policy Act (42 U.S.C. 4321 *et seq.*) and its implementing regulations (40 CFR 1506.6).

Amy L. Lueders,

Regional Director, Albuquerque, New Mexico.

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DEPARTMENT OF THE INTERIOR

Bureau of Land Management

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Notice of Filing of Plats of Survey; Arizona

AGENCY: Bureau of Land Management, Interior.

ACTION: Notice of official filing.

SUMMARY: The plats of survey of the following described land are scheduled to be officially filed 30 days after the date of this publication in the Bureau of Land Management (BLM), Arizona State Office, Phoenix, Arizona. The surveys announced in this notice are necessary for the management of lands administered by the agency indicated.

ADDRESSES: These plats will be available for inspection in the Arizona State Office, Bureau of Land Management, One North Central Avenue, Suite 800, Phoenix, Arizona, 85004-4427. Protests

of any of these surveys should be sent to the Arizona State Director at the above address.

FOR FURTHER INFORMATION CONTACT:

Geoffrey Graham, Chief Cadastral Surveyor of Arizona; (623) 580-5579; ggraham@blm.gov. Persons who use a telecommunications device for the deaf (TDD) may call the Federal Relay Service (FRS) at 1-800-877-8339 to contact the above individual during normal business hours. The FRS is available 24 hours a day, 7 days a week, to leave a message or question with the above individual. You will receive a reply during normal business hours.

SUPPLEMENTARY INFORMATION:

The Gila and Salt River Meridian, Arizona:

The plat, in four sheets, representing the dependent resurvey of a portion of the east boundary, portions of the subdivisional lines, portions of Mineral Survey Nos. 4352, 4360, 4417A, 4417B, 4448 and 4449, and the subdivision of certain sections, Township 11 North, Range 14 East, accepted April 27, 2020, for Group 1188, Arizona.

This plat was prepared at the request of the United States Forest Service.

The plat, in two sheets, representing the dependent resurvey of a portion of the subdivisional lines, and portions of Mineral Survey Nos. 4360, 4361 and 4448, and the subdivision of sections 18 and 19, fractional Township 11 North, Range 15 East, accepted April 27, 2020, for Group 1188, Arizona.

This plat was prepared at the request of the United States Forest Service.

A person or party who wishes to protest against any of these surveys must file a written notice of protest within 30 calendar days from the date of this publication with the Arizona State Director, Bureau of Land Management, stating that they wish to protest.

A statement of reasons for a protest may be filed with the notice of protest to the State Director, or the statement of reasons must be filed with the State Director within 30 days after the protest is filed. Before including your address, or other personal information in your protest, please be aware that your entire protest, including your personal identifying information, may be made publicly available at any time. While you can ask us in your comment to withhold your personal identifying information from public review, we cannot guarantee that we will be able to do so.

Authority: 43 U.S.C. Chap. 3.

Geoff A. Graham,

Chief Cadastral Surveyor of Arizona.

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BILLING CODE 4310-32-P

INTERNATIONAL TRADE COMMISSION

[Investigation Nos. 731-TA-1014 and 1016 (Third Review)]

Polyvinyl Alcohol From China and Japan; Notice of Commission Determination To Conduct Full Five-Year Reviews

AGENCY: United States International Trade Commission.

ACTION: Notice.

SUMMARY: The Commission hereby gives notice that it will proceed with full reviews pursuant to the Tariff Act of 1930 to determine whether revocation of the antidumping duty orders on polyvinyl alcohol from China and Japan would be likely to lead to continuation or recurrence of material injury within a reasonably foreseeable time. A schedule for the reviews will be established and announced at a later date.

DATES: July 6, 2020.

FOR FURTHER INFORMATION CONTACT:

Mary Messer (202-205-3193), Office of Investigations, U.S. International Trade Commission, 500 E Street SW, Washington, DC 20436. Hearing-impaired persons can obtain information on this matter by contacting the Commission's TDD terminal on 202-205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at 202-205-2000. General information concerning the Commission may also be obtained by accessing its internet server (<https://www.usitc.gov>). The public record for these reviews may be viewed on the Commission's electronic docket (EDIS) at <https://edis.usitc.gov>.

For further information concerning the conduct of these reviews and rules of general application, consult the Commission's Rules of Practice and Procedure, part 201, subparts A through E (19 CFR part 201), and part 207, subparts A, D, E, and F (19 CFR part 207).

SUPPLEMENTARY INFORMATION: On July 6, 2020, the Commission determined that it should proceed to full reviews in the subject five-year reviews pursuant to section 751(c) of the Tariff Act of 1930